

## Meeting Minutes

### **Board of County Commissioners Hyde County**

**Monday, February 2, 2015**

Chairman Barry Swindell called the Regular Meeting of the Hyde County Board of Commissioners to order at 6:00pm on Monday, February 2, 2015, in the Hyde County Government Center, Multi-Use Room, and the Ocracoke School Commons Room using electronic conferencing equipment.

The following members were present on the mainland: Commissioners Earl Pugh, Jr., Dick Tunnell and Barry Swindell; Attorney Fred Holscher; County Manager Bill Rich; Clerk to the Board Lois Stotesberry; and, members of the public. Commissioner Benjamin Simmons, III was absent.

The following members were present on Ocracoke: Commission John Fletcher; Public Information Officer Sarah Johnson and members of the public.

Following opening prayer by County Manager Bill Rich and pledge of allegiance the meeting was called to order.

#### **Agenda:**

Chairman Swindell asked for changes to the February 2, 2015 Meeting Agenda.

Commissioner Tunnell moved to approve the February 2, 2015 meeting Agenda as presented by the Clerk. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Consideration of Minutes:**

Commissioner Tunnell moved to approve the amended January 2, 2015 Board of Commissioners Regular Meeting Minutes as presented by the Clerk with correction on page 3 line 22 – the County has ~~an adequate leash-law~~ *animal control language* and it should be enforced. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Presentations:**

##### **Introduction – David Howard, Public Health Director**

Luana Gibbs, Interim Health Director introduced David Howard the new Hyde County Health Director. Mr. Howard has an MPH from UNC-Greensboro, completion of the Management Academy for Public Health at UNC-Chapel Hill, and a BS in Business from UNC-Wilmington. He worked in Public Health/Health Services and Research in Local Public Health for the past 15 years.

The Commissioners and Manager Rich thanked Luana Gibbs, Interim Health Director (3 months) for her services.

##### **ABC Board Audit Presentation and Board Member Replacement**

Meredith Nicholson, Chairman, presented the Hyde County ABC Board FY2013-2014 Audit. Ms. Nicholson reported improvements over the past year but said they are still not meeting cash requirements. NC State ABC Board cash requirements total not less than two weeks average gross sales. She also reported Board member Jim Piland's term ends in June, 2015 and a new member will need to be appointed to fill the three year term. Regular financial report will be made at the next regularly scheduled Board of Commissioners Meeting on March 2, 2015.

#### **Public Comments:**

Chairman Swindell called for comments from the public.

**David Twiddy, Ocracoke Alive** – provided Ocracoke School students with a 17 week art program at a cost of \$8,000.00, funded 95% by private donors. Mr. Twiddy asked the School Board to re-consider funding the art program.

**Cathleen Scarborough, Ocracoke** – reported more than 500 supporters signed a petition asking for reinstatement of the art program at Ocracoke School.

**Leslie Lanier, Ocracoke** – volunteered in the art class last week and asks that it be reinstated at Ocracoke School.

**Jessica Gibbs, Fairfield** – serves on the Hyde County DSS Board and reports everyone is pleased with the new Engelhard office. Ms. Gibbs voiced concern about the consolidated PSAP project including projected response times, projected budget savings, responsibility to the people in our county and is concerned Hyde County is giving away its sovereignty and its control over County functions.

**Kris Noble, County Planner/Developer** – invited farmers and others interested in economics and ag policy to the Tenth Annual Ag Development Forum in Raleigh on February 5, 2015 and the Hyde County Flood Resiliency Plan Public Meeting at the Government Center on February 20, 2015.

There being no further comments from the public, Chairman Swindell continued the meeting.

**Employee Recognition:**

Manager Rich announced the Employee of the Month was not present and would be recognized at the next regularly scheduled Board of Commissioners meeting on March 2, 2015.

**Resolution In Support of A Future Interstate Designation For US64 and US17 Between Raleigh and Hampton Roads**

County Manager Bill Rich reported the NC Department of Transportation has asked that the US64/US17 corridor from Raleigh to Hampton Roads, VA via Rocky Mount, NC and Elizabeth City, NC be designated as a future Interstate which would help connect I-40/I-440 in Raleigh, NC to I-64 in Hampton Roads, VA.

Commissioner Fletcher moved to adopt “Resolution In Support Of A Future Interstate Designation For IS64 And US17 Between Raleigh And Hampton Roads.” Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

*Clerk's Note: A copy of “Resolution In Support Of A Future Interstate Designation For IS64 And US17 Between Raleigh And Hampton Roads” is attached herewith as Exhibit A and incorporated herein by reference.*

**North Carolina Governor's Highway Safety Program (NCGHSP) – Local Governmental Resolution**

Corporal Joseph Williams and Sheriff Guire Cahoon reported the Hyde County Sheriff's Office is in the process of building a traffic safety program with goals that reflect the goals of the NCGSHP. Part of being able to reach their goals includes updating and upgrading Sheriff's Department equipment so the deputies on the road will be more effective and efficient. Hyde County is a large county with mainland hunting in the late fall and winter months and beach tourism in the summer months. Ocracoke Island's population easily triples from May to September. There are approximately 280 miles of state and local roadways that the Sheriff's Office and the NC Highway Patrol are responsible for. With only one trooper on duty (generally) the bulk of traffic enforcement is left to deputies. A trooper patrols Ocracoke Island once every couple of months, mainly in the busy summer months. With the new traffic safety plan in effect deputies will focus on speed, alcohol and occupant restraint enforcement.

Commissioner Fletcher moved to adopt “North Carolina Governor's Highway Safety Program (NCGHSP) – Local Governmental Resolution.” Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

*Clerk's Note: A copy of “North Carolina Governor's Highway Safety Program (NCGHSP) – Local Governmental Resolution” is attached herewith as Exhibit B and incorporated herein by reference.*

**Reinstate Art Classes at Ocracoke School**

County Manager Bill Rich reported he received petitions signed by a group of concerned citizens and copy of a letter from the Ocracoke United Methodist Church Youth Group to Hyde County Board of Education asking that art classes be reinstated at Ocracoke School. Mr. Rich also reported Nancy Leach started a petition “North Carolina State Board of Education: Reinstate Art Classes at Ocracoke School” on [Change.org](http://Change.org) and six hours later 100 more people had signed. Supporters of the campaign believe art is an opportunity for achievement and creative expression and can lead to scholarship opportunities.

No action was taken at this time. Discussion included funding in next fiscal year's budget and/or pursuing grant dollars to fund the \$40,000.00 needed for the art program at Ocracoke School.

### **Board of Education – Request for Raise**

Dr. Randolph Latimore, Superintendent and Kenneth Chilcoat, Finance Officer, Hyde County Board of Education, presented final request for increase in fee paid to school board members. Currently, compensation for Board of Education members is \$42.00 and the Chair \$50.00 per meeting. Dr. Latimore requested an increase in compensation to a monthly rate of \$353.00 per Member and \$475.00 for the Chair. The total annual compensation per Board Member would then be \$4,236.00 and \$5,640.00 for the Chair. Compensation for the remaining six months in the current fiscal year totals \$11,472.00. Annual compensation for the entire Board would be \$22,944.00 in FY2015-16.

After discussion, Commissioner Fletcher moved to vote nay for increase in fee paid to school board members at this time and to consider the request in the FY2015-2016 budget. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – None; Nays – Fletcher, Pugh, Tunnell and Swindell; Absent or not voting – Simmons.

### **Ocracoke Health Center Termination of Ocracoke EMS Lease**

Cheryl Ballance, CEO of Ocracoke Health Center and Engelhard Medical Center reported Ocracoke and Engelhard Clinics were awarded Federally Qualified Health Center (FQHC) status in November of 2013. The clinics are increasing case management capacity, expanding immunization programs and planning to establish a pharmacy at the Engelhard site. Staffing has increased across the board by 35% and Ocracoke Clinic has outgrown the original physical layout of the site and will need its second building that is presently leased by Hyde County. Ms. Ballance notified Commissioners of the Center's Board of Directors intent to terminate the lease for the EMS building at 309 Back Rd., Ocracoke, NC, effective December 31, 2015, and has offered to assist in locating an alternate site for Hyde Emergency Medical Services.

No action required.

### **1718 Ocracoke Brewing Company Revolving Loan Application**

Kris Noble, Economic Planner/Developer reported the 1718 Ocracoke Brewing Company is a new proposed subsidiary business operating under Ocracoke Brewing Company, a North Carolina S-Corporation formed in 1998. Principal owners of Ocracoke Brewing, Inc. are Jacquelyn Kalna, President and Garick Kalna, Vice President. Garick Kalna will act as President of 1718 Ocracoke Brewing Company. Both the Kalnas will oversee the day-to-day operations of the business. The Kalnas submitted application for the Hyde County Revolving Loan Fund in the amount of \$215,000.00 to purchase brewing equipment for the new business. The Kalnas also plan to pursue grant funding from the NC Department of Commerce Rural Economic Development Building Reuse program. The Revolving Loan Committee met on January 26 to review and discuss this loan request and recommended approval of the request.

The Kalnas are experienced entrepreneurs. Mr. Kalna has served as President of Kalna Group, Inc., a custom-home design/build firm since 1997. Mr. and Mrs. Kalna also owned and successfully operated Ocracoke Coffee Company from 1995 to 2012. Mr. Kalna has done considerable research and has determined that hand crafted beer is gaining in popularity and would be an attractive draw for tourists and locals alike. The business will be located at 1129 Irvin Garrish Hwy, Ocracoke, NC. This property is known as the "Cafe Atlantic" property. The Kalnas have entered into a commercial lease and option to purchase agreement with the current owners of the property.

The principal product is hand crafted beer. The craft brewery will produce a wide range of unique beer recipes featuring local ingredients. The hand crafted beer will be distributed to restaurants and pubs on the island and along the Outer Banks. The company will also operate a tasting/tap room where patrons can sample brews on tap, socialize, and purchase cans and growlers to go. The tasting room's kitchen will be leased.

Mr. Kalna is estimating that he will be hiring 11 employees by the end of two years and add two additional positions by the end of year three. All employees hired will be Hyde County residents.

Commissioner Pugh moved to approve the Revolving Loan request for Ocracoke Brewing Company in the amount of \$215,000.00 for ten (10) years at a 3% rate contingent upon the receipt and satisfactory review of additional information requested from the Kalnas. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Sean & Laura Death/ Death Fish, Inc. – Revolving Loan Application**

Kris Noble, Economic Planner/Developer reported Sean Death and Laura Death have requested assistance from the Hyde County Revolving Loan Fund (RLF) in the amount of \$40,700.00 to purchase equipment, outfit the restaurant and make improvements to a new proposed subsidiary business, Ocracoke Bar & Grille, located at 621 Irvin Garrish Highway, Ocracoke, NC. In addition, the Deaths are injecting personal capital in the project. The Deaths have also executed a one-year lease agreement and option to purchase with the current owner of the property. The Revolving Loan Committee met on January 26 to review and discuss this loan request and recommended approval.

The Deaths have successfully operated the Ocracoke Station/Beachcomber Campground since 2012. The Ocracoke Station and Beachcomber Campground (a full-service gas/convenience store & RV Park located at 990 Irvin Garrish Highway) is the only full-service gas station located on Ocracoke and the campground is one of two campgrounds located on Ocracoke.

The Ocracoke Bar & Grille will offer dine-in and take out, and some retail business. The Deaths plan to hire two managers, one kitchen manager/cook and one bartender by the end of the 8<sup>th</sup> quarter of operation, all Hyde county residents.

Commissioner Fletcher moved to approve the Revolving Loan request for Ocracoke Bar & Grille in the amount of \$40,700.00 for seven (7) years at 3% rate contingent upon the receipt and satisfactory review of additional information requested from the Deaths', which includes the securing of a long-term septic field lease on the property, along with other financial documents requested from the Deaths. Mr. Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Request for Mainland Occupancy Tax Funds**

County Manager Bill Rich reported Beaufort County Arts Council has sponsored "Music Across the Sounds" for the past 10 years in Hyde County. Due to budget cuts for the Arts Council they will no longer be able to do this. Hyde County Chamber of Commerce has agreed to take over the responsibility for sponsoring "Music Across the Sounds" and needs to raise \$4,000.00. The Chamber has asked the Mainland Occupancy Tax Board to assist with funding this event. At its January 27<sup>th</sup> Mainland Occupancy Tax Board meeting a motion to release \$2,000.00 for "Music Across the Sounds" and \$200.00 for advertising the event was approved.

Commissioner Pugh moved to approve the Mainland Occupancy Tax Board request to release \$2,000.00 for "Music Across the Sounds" and \$200.00 for advertising the event. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **FY2014-2015 Budget Calendar**

County Manager Bill Rich presented the 2014-2015 Fiscal Year Budget Calendar for Board approval. Mr. Rich reported department budgets will be reviewed with the finance officer and county manager on February 23, 2015.

Commissioner Tunnell moved to approve the FY2014-2015 Budget Calendar. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **GovDeals Surplus**

County Manager Bill Rich reported the Sheriff Department has five (5) vehicles they no longer use and requested the Board declare the vehicles surplus and list them on GovDeals for auction.

Commissioner Pugh moved to declare the five vehicles listed as surplus; and, to direct the finance officer to list them on GovDeals for auction. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Passenger Ferry**

County Manager Bill Rich reported the Hyde County Board of Commissioners adopted "Resolution In Support Of Passenger Ferries Coming To Ocracoke" at its regularly scheduled meeting in January.

On January 20<sup>th</sup> the Dare County Board of Commissioners joined Hyde County in supporting, in concept, passenger ferries going to Ocracoke, North Carolina provided that this passenger ferry service be in addition to the vehicular ferry service that is now provided by the Ferry Division of the North Carolina Department of Transportation.

On January 25, 2015 the Albemarle Rural Planning Organization (RPO) Transportation Advisory Committee (TAC) adopted "A Resolution Supporting The Dare and Hyde County Resolutions In Support of Passenger Ferries, In General, Coming To Ocracoke".

NCDOT Ferry Division has contracted with "Volkert" and its sub-consultants Atkins and ITRE to lead the development of a study to determine the feasibility of providing pedestrian ferry service between Hatteras and Ocracoke. The Ferry Division has assembled a Steering Committee comprised of representatives from NCDOT and other local or regional governments and planning agencies to analyze the feasibility study and give feedback. Through a series of meetings Volkert will examine the economic profile of the region across multiple business sectors; establish through a GIS analysis and existing database search the environmental constraints to operation of a pedestrian and vehicular ferry system; develop and implement an on-board survey in the summer of 2015 to determine the willingness to pay for pedestrian ferry service; assemble, analyze and summarize documents to identify potential conflicts; and, develop base mapping for future alternatives.

No action required.

#### **Ocracoke Tourism Marketing Study**

Kris Noble, Planner/Developer reported the Office of Planning & Economic Development has been working on collaborating with the Hyde County Public Information Officer since the Spring of 2014 to complete a comprehensive tourism and marketing study for Ocracoke Island. Ms. Noble presented "Ocracoke Tourism Marketing Research". She presented two options to choose from for this project:

1. Make the existing framework work for the County, or
2. Create a tourism development authority.

A public meeting will be conducted on February 12, 2015 at 7:30pm in Ocracoke.

No action required.

#### **Update on Consolidation of 9-1-1**

County Manager Bill Rich presented update on the Consolidated 9-1-1 project with Dare, Tyrrell and Hyde Counties. The PSAP will be the first three-county 9-1-1 station in the State. Mr. Rich requested approval of \$4,900.00 grant administration fee "refundable upon receiving the grant".

Commissioner Fletcher moved to approve a \$4,900.00 grant administration fee. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Settlement – Public Safety Center with NC Department of Justice**

County Manager Bill Rich presented a settlement offer/agreement received from NC DOJ for the Hyde County Sheriff's Department v. NCDOL OSH – Docket No. 2014-5635.

The penalty for the Citation has been reduced by 35% from \$1,350.00 to \$877.50; and, a non-admission clause drafted for Board review.

Commissioner Pugh moved to approve the \$877.50 settlement and agreement offer NCDOL OSH – Docket No. 2014-5635. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Request for Letter to NCDOT – Fairfield Drainage District**

County Manager Bill Rich reported Commissioner Benjamin Simmons and Joseph B. Williams, Secretary for Fairfield Drainage District No. 7, have asked that a letter from the Board be sent to NCDOT requesting permission to remove the trees from the East side of Highway 94, (approximately 1.5 miles) so they will not impede the drainage of that section.

Commissioner Fletcher moved to send a letter to North Carolina Department of Transportation requesting permission to remove trees from the East side of Highway 94 in Fairfield Drainage District No. 7. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Amendment to the Employee Eligibility on The Records Retention Schedule**

Clerk to the Board Lois Stotesberry reported The NC Department of Cultural Resources, Division of Archives and Records, has reported the language used in their local records schedules regarding employee eligibility records, the I-9 Verification Form required by U.S. Citizenship and Immigration

Services, might be misinterpreted. In order to help everyone carry out their records retention responsibilities, an amendment to each local schedule that includes this item was prepared.

New wording for the disposition instructions for Employee Eligibility Records is "Mandatory retention throughout the duration of an individual's employment. After separation, destroy records in office 3 years from date of hire or 1 year from separation, whichever occurs later". The intent of these disposition instructions is no different than those currently published in the county's Records Retention and Disposition Schedule (April 15, 2013) the amendment is purely for the sake of clarity.

No action required.

#### **Courthouse Security**

County Manager Bill Rich reported Chairman Swindell received letters from Wayland J. Sermons, Jr., Senior Resident Superior Court Judge and Seth H. Edwards, DA, requesting immediate attention to courthouse security. Judge Sermons and District Attorney Edwards suggest appointing a courthouse security improvement committee and ask that the committee report back to the Board of Commissioners in time to make recommendations and have them considered in this year's budget.

Commissioner Pugh moved to appoint a Courthouse Security Improvement Committee consisting of Clerk of Court Brandy Pugh, Sheriff Guire Cahoon, Commissioner Dick Tunnell, County Manager Bill Rich, Emergency Management Director Justin Gibbs and Utilities Department Director Clint Berry. Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Ocracoke Fireworks**

Manager Bill Rich reported Ocracoke Civic and Business Association (OCBA) Fireworks Committee is working on a project to bring fireworks back to Ocracoke for 4<sup>th</sup> of July festivities. OCBA asked that Hyde County be the sponsor and certificate holder in July 2015.

Commissioner Fletcher moved to approve Hyde County Board of Commissioners to be "certificate holder" and "sponsor" of fireworks on Ocracoke on July 3, 2015 pending insurance certificate being approved by the County's Insurance Provider and County Attorney and as long as the Ocracoke Occupancy Tax Board funds the fireworks display. Commissioner Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Animal Control**

County Manager Bill Rich reported at the December 1, 2014 Board of Commissioners meeting that Tyrrell County Manager David Clegg agreed to recommend to the Tyrrell County Board of Commissioners an Interlocal Agreement merging Hyde County's Animal Control into Tyrrell County's Animal Control for a 90-day trial period. At that time Hyde County Commissioners tabled voting on the merger to allow Animal Control Officer J. M. Eakes an opportunity to discuss and if he would like to make a counteroffer.

J. M. Eakes, Animal Control Officer, reported a full-time animal control officer is needed and should be placed under supervision of the Sheriff's Department. After discussion, Mr. Eakes stated he would match Tyrrell County's offer to provide animal control in Hyde County.

Manager Rich, Commissioner Pugh, Sheriff Cahoon and Animal Control Officer J. M. Eakes met on January 27<sup>th</sup> to develop an Animal Control program for the County.

Commissioner Pugh moved to approve Mr. Eakes' Animal Control Program for Hyde County with animal control officer call fees of \$20.00 per hour on call; kennel fees billed to the dog owner with the program beginning on March 1, 2015 and operating on a month-to-month basis under the supervision of Sheriff Cahoon (field and calls) and Manager Rich (transparency of bills). Commissioner Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Update on the Proposed Ocracoke Leash Law Regarding Countywide vs. Ocracoke Only**

County Manager Rich reported that at the previous Board of Commissioners meeting on January 5, 2015 he had been asked by Ocracoke residents to present request for a leash law on Ocracoke Island. After studying the Hyde County Code – Animal Control Ordinance No. 165, Manager Rich reported the County has an adequate leash law. After research, it was determined that Animal Control Ordinance No. 165 has adequate leash law language that can be enforced by the Sheriff's Department.

No action required.

#### **Hatteras and Ocracoke Inlets**

County Manager Bill Rich presented request to send a letter to Governor McCrory to show Hyde County's support of Dare County's need for assistance with Hatteras Inlet involving the State's portion of the channel. Dare County has asked Governor McCrory to bring federal and State agencies together to address shoaling conditions in Hatteras Inlet.

Commissioner Fletcher moved to direct Chairman Swindell to sign and send a letter of support of Dare County Board of Commissioner's request to Governor McCrory for federal agencies to move unused buoys to the State portion of Hatteras Inlet. Commissioner Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Update Cedar Island Ferry Run**

County Manager Bill Rich reported at the previous Board of Commissioners meeting on January 5, 2015 Commissioner Fletcher moved to send a thank you letter to NCDOT Ferry Division Director, Ed Goodwin, Deputy Director Harold Thomas and Deputy Director Jed Dixon for all that they do for Hyde County and to request consideration for a later last departure from Cedar Island. Manager Rich will meet with Deputy Director Dixon on Ocracoke at 1:00pm on February 9, 2015.

No action required.

#### **Update Swan Quarter Landing – Public Meeting**

Kris Noble, Planner/Developer presented report on the public meeting conducted to gather input from residents and citizens in and around Swan Quarter regarding the county's proposed acquisition and possible redevelopment of property known as the "Jarvis" property. Comments in favor of and/or against the project were received and a vote taken resulting in thirteen (13) votes in favor; one (1) not in favor; and, six (6) votes undecided pending more information. Ms. Noble and Manager Rich decided not to submit applications for funding due to citizen opposition. Grant applications to fund Swan Quarter Landing Project were pulled and will be re-submitted in February, 2016.

No action required.

#### **Update David's Trash**

County Manager Bill Rich reported he presented update on David's Trash Service in mainland Hyde County and on Ocracoke Island at the January 5, 2015 Board of Commissioners meeting. Mr. Rich reported efforts are being made to clean up Solid Waste Department equipment regarding trash trucks on the ferry to Ocracoke.

On January 20, 2015 Manager Rich, Utilities Director Clint Berry and David's Trash Manager Rob Cuthrell met with and continued discussion regarding monitoring the trash service. New equipment has been purchased and David's Trash will be given the opportunity to perform.

No action required.

#### **Update Dare County Letter of Cooperation**

County Manager Bill Rich reported in response to unanimous vote at the previous Board of Commissioners meeting, on January 5, 2015, a thank you letter has been sent to Dare County Board of Commissioners and County Manager Bobby Outten letting them know that in a spirit of cooperation Hyde County supports Dare County in all issues of joint concern.

No action required.

#### **Budget Revision**

(FO Use) BR#	Department	Account #	Line Item Account Name/ Explanation	Debit	Credit
BR24-15	Triple P – Health	10.5831.1400	Travel	\$ 3,000.00	
		10.5831.2600	Departmental Supplies		\$ 3,000.00
			<i>Transferring funds from Departmental Supplies into Travel. This revision does not increase the budget for Triple P. No local appropriations are required.</i>	\$ 3,000.00	\$ 3,000.00
Aviation	Travel	10.6400.3100	Gas, Oil, Tires		\$ 5,000.00
		10.6400.1400	Travel	\$ 5,000.00	
				\$ 5,000.00	\$ 5,000.00

DSS	Furniture	10.6100.4504	Contract Interpreter		\$10,000.00
		10.6100.1501	Building Update	\$10,000.00	
	<i>To purchase needed furniture for new location. This does not increase the budget.</i>			\$10,000.00	\$10,000.00
EMS	Budget Correction	10.5920.0000	Salaries Part-Time		\$35,000.00
		10.5920.0000	Overtime	\$35,000.00	
	<i>Transfer to correct a keying error in the budget. Does not increase the budget.</i>			\$35,000.00	\$35,000.00
Inspections	Permits	10.5400.4501	Contract Services		\$ 2,000.00
		10.5400.3300	Departmental Supplies	\$ 2,000.00	
	<i>To facilitate the implementation of giving the public the ability to fill out and apply and pay for, on line and with credit or debit card, building permit applications.</i>			\$ 2,000.00	\$ 2,000.00

Commissioner Fletcher moved to approve Health BR24-15 – Triple P, Aviation, DSS, EMS and Inspections transfers as presented. Commissioner Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

#### **Management Reports:**

**Commissioner Fletcher** – attended Ocracoke meetings.

**Commissioner Tunnell** – attended the Mid-East Housing Authority Meeting and will be attending the Ag Farm Show and Sea Grant (Town Hall) meeting on February 20<sup>th</sup>.

**Commissioner Simmons** – absent.

**Commissioner Pugh** – attended NCACC Legislative Goals Conference, NC Ferry Division meeting on Ocracoke, Revolving Loan Fund (RLF) meeting, Rose Bay Canal meeting (new water control structure) and Animal Control meeting. Mr. Pugh reported the Albemarle Commission also has an RLF of up to \$150,000.00. He will attend the coyote hunting meeting at Columbia High School on Tuesday, February 10, 2015, at 7:00pm.

Commissioner Fletcher moved to allow coyote hunting in Hyde County. Commissioner Pugh seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

**Chairman Swindell** – welcomed David Howard, Health Director and reported he will attend ethics training on February 19<sup>th</sup>.

After recommendation by Chairman Swindell, Commissioner Fletcher moved to appoint Manager Rich, Commissioner Pugh and Chairman Swindell to conduct an annual review of all Hyde County Volunteer Fire Departments and present report to the Board of Commissioners prior to the FY2015-2016 Budget. Commissioner Swindell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

**Manager Rich** – had nothing further to report except as presented on his January Calendar.

#### **Public Comments:**

Chairman Swindell called for comments from the public.

**Kelly Brooks, Swan Quarter** – is concerned that Hyde County jobs will be lost with consolidation of 9-1-1, commercial fishermen will be affected by the Jarvis project and believes money should be spent for sports activities for the children.

**Brandy Pugh, Clerk of Court** – is concerned that citizens and law enforcement officers' safety in Hyde County will be compromised if 9-1-1 is consolidated with Tyrrell and Dare Counties.

**Richard Newman, Swan Quarter** – thanked Commissioner Pugh for his interest in the Swan Quarter Landing project. Mr. Newman asked the Board to look at the economic impact the project would have on commercial fishing and how it would affect citizens if the County purchased the Jarvis property which would take \$370,000.00 off the tax books.

**Gwen Jarvis Newman, Swan Quarter** – asked to be better informed in advance about public meetings.



**Michael Cole, Managing Partner in Jarvis Property Project** – reported the LLC owns 12.45 acres of the approximately 25 acre property and believes the project would bring sports and commercial fishermen together.

**Rudy Austin, Ocracoke** – stated Ocracoke needs marketing for the Fall and Spring.

**Ralph Jarvis, Swan Quarter** – encouraged everyone to support sports, commercial fishing and the Swan Quarter Landing project.

**Eddie Newman, Swan Quarter** – recommended a committee be appropriated to talk about the Jarvis property.

There being no further comments from the public, Chairman Swindell continued the meeting.

**Closed Session** (none)

**Adjourn**


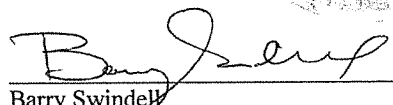
Commissioner Pugh moved to adjourn the meeting. Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell and Swindell; Nays – None; Absent or not voting – Simmons.

The meeting adjourned at 8:35p.m.

Respectfully submitted:

Minutes approved on the 2nd day of March, 2015.

  
Lois Stotesberry, CMC, NCC  
Clerk, Hyde County Board of Commissioners

  
  
Barry Swindell  
Chair, Hyde County Board of Commissioners

**Attachments:**

Exhibit A: "Resolution In Support Of A Future Interstate Designation For IS64 And US17 Between Raleigh And Hampton Roads"

Exhibit B: "North Carolina Governor's Highway Safety Program (NCGHSP) – Local Governmental Resolution"

# COUNTY OF HYDE

## Board of Commissioners

Barry Swindell, Chair  
Earl Pugh, Jr., Vice-chair  
Dick Tunnell,  
Ben Simmons, III  
John Fletcher

30 Oyster Creek Road  
PO Box 188  
SWAN QUARTER, NORTH CAROLINA :  
252-926-4400  
252-926-3701 Fax

Bill Rich  
County Manager

Fred Holscher  
County Attorney

Lois Stotesberry, CMC, NCCCC  
Clerk to the Board



## **A RESOLUTION IN SUPPORT OF A FUTURE INTERSTATE DESIGNATION FOR US64 AND US17 BETWEEN RALEIGH AND HAMPTON ROADS**

**WHEREAS**, the Hyde County Board of Commissioners is the duly recognized legislative body for the County of Hyde; and,

**WHEREAS**, the NC Department of Transportation has asked that the US64/US17 corridor from Raleigh to Hampton Roads, Va. via Rocky Mount, NC and Elizabeth City, NC be designated as a future Interstate which would help connect I-40/I-440 in Raleigh to I-64 in Hampton Roads, Va.; and,

**WHEREAS**, Hampton Roads and Raleigh are two of the largest east coast metropolitan regions which are served by a primary interstate route (I-64 in Hampton Roads and I-40 in Raleigh); and,

**WHEREAS**, the future interstate designation would create a secondary primary interstate for both areas and connect these two economic regions; and,

**WHEREAS**, requesting a future interstate designation for the section of US64/US17 from Raleigh to Hampton Roads and completing improvements which bring this section of roadway up to interstate standards is part of North Carolina Governor Patrick McCrory's "25 Year Vision for North Carolina – Mapping our Future"; and,

**WHEREAS**, the citizens of Northeastern North Carolina share a common interest with the Hampton Roads region for employment, health care, shopping and recreation; and,

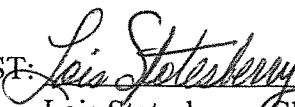
**WHEREAS**, businesses currently located in Northeastern North Carolina, and those being recruited to Northeastern North Carolina, have an interest in a safe, fast highway route to the Port of Virginia; and,


**WHEREAS**, the County of Hyde believes an interstate highway will enhance safety and promote economic opportunities for their County; and,

**NOW, THEREFORE, BE IT RESOLVED** that the Hyde County Board of Commissioners hereby supports a future interstate designation for US64 and US17 between Raleigh and Hampton Roads.

Adopted this the 2<sup>nd</sup> day of February, 2015, in Hyde County, North Carolina.

ATTEST:

  
Lois Stotesberry, Clerk to the Board

  
Barry Swindell, Chairman

# North Carolina Governor's Highway Safety Program LOCAL GOVERNMENTAL RESOLUTION

WHEREAS, the HYDE COUNTY SHERIFF'S OFFICE (herein called the "Agency")  
(The Applicant Agency)  
has completed an application contract for traffic safety funding; and that HYDE COUNTY BOARD OF COMMISSIONERS  
(The Governing Body of the Agency)  
\_\_\_\_\_ (herein called the "Governing Body") has thoroughly considered the problem

identified and has reviewed the project as described in the contract;

THEREFORE, NOW BE IT RESOLVED BY THE HYDE COUNTY BOARD OF COMMISSIONERS IN OPEN  
(Governing Body)  
MEETING ASSEMBLED IN THE CITY OF SWAN QUARTER, NORTH CAROLINA,  
THIS 2ND DAY OF FEBURARY, 20 15, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Governing Body and the general public; and
2. That JOSEPH WILLIAMS, CORPORAL is authorized to file, on behalf of the Governing  
(Name and Title of Representative)  
Body, an application contract in the form prescribed by the Governor's Highway Safety Program for federal  
funding in the amount of \$ 74,250.00 to be made to the Governing Body to assist in defraying  
(Federal Dollar Request)  
the cost of the project described in the contract application; and
3. That the Governing Body has formally appropriated the cash contribution of \$ 24,750.00 as  
(Local Cash Appropriation)  
required by the project contract; and
4. That the Project Director designated in the application contract shall furnish or make arrangement for other  
appropriate persons to furnish such information, data, documents and reports as required by the contract, if  
approved, or as may be required by the Governor's Highway Safety Program; and
5. That certified copies of this resolution be included as part of the contract referenced above; and
6. That this resolution shall take effect immediately upon its adoption.

DONE AND ORDERED in open meeting by Bang Indup  
(Chairperson/Mayor)

ATTESTED BY Leis Stotesberry  
(Clerk)

DATE February 2, 2015

